



MAIL STOP AMENDMENT

PATENT
8156/84352

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: KOTANI et al.

Confirmation: 3456

Serial No.: 10/537,339

Art Unit: 1655

Filed: June 2, 2005

Examiner: S. Hoffman

For: A METHOD OF ENHANCING BLOOD ANTIOXIDANT ACTIVITY INGESTING A COMPOUND IN THE FORM OF AT LEAST ONE FORM SELECTED FROM AMONGST JUICE, POWDER, GRANULE, TABLET AND CAPSULE, WHICH CONTAINS AN EFFECTIVE AMOUNT OF AT LEAST ONE VEGETABLE SELECTED FROM THE GROUP CONSISTING OF BROCCOLI, SPINACH, PARSLEY, KOMATSUNA (BRASSICA RAPA L.) AND JAPANESE RADISH LEAVES, AND AT LEAST ONE VEGETABLE SELECTED FROM AMONGST LETTUCE, CABBAGE AND CELERY

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 11, 2008

Sir:

In response to the election of species requirement mailed July 11, 2008, in connection with the above-identified application, Applicants hereby elect the following species:

Species A: Broccoli

Species B: Cabbage

Species C: Astaxanthin

According to the Office Action, Species A and B are listed in claim 24, and Species C is listed in claim 28. In addition, claims 24, 25, 27, and 28 are identified as generic. It is, therefore, submitted that this is a full and complete response to the Office Action, and the resumption of examination on the merits is respectfully requested.

To the extent necessary during prosecution, the Commissioner is hereby authorized to charge any required fees not otherwise authorized, including application processing, extension, and extra claims fees, to Deposit Account 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY



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